

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS

UNITED STATES OF AMERICA
counsel: George Vena
counsel: Todd Newton

Judge : Wm R. Wilson, Jr.
Court Reporter: C. Newburg
Courtroom Deputy: Mary Johnson
Interpreter:
USPO: T. Guerra

vs

MARCOS CAVALCANTE
counsel: Alan L. Weisberg

Date: February 23, 2006

CASE NO. 4:06CR00072-03-WRW

SENTENCING MINUTES

Begin: 10:20 a.m.

End: 11:20 a.m.

Court finds (X) grounds - () 5k1.1 () other () no grounds for departure
Imprisonment:

Supervised Release:

PROBATION: 24 MONTHS

SPECIAL CONDITIONS OF SUPERVISED RELEASE OR PROBATION:

() Defendant shall participate, if deemed necessary by the probation officers, in a substance abuse treatment program which may include testing, outpatient counseling, and/or residential treatment and shall abstain from the use of alcohol throughout the course of any treatment.

(X) Defendant shall participate in the Home Detention program for a period of 9 months. During this time, defendant will be allowed to leave his residence under conditions set by the U.S. Probation Office. Defendant will be subject to the standard conditions of Home Detention adopted for use in the Eastern District of Arkansas which (X) does () does not include the requirement to wear an electronic monitoring devise and to follow EM procedures specified by the Probation Officer. Costs for EM will be paid by (X) defendant () U.S. Probation Office.

() Defendant shall participate as directed in mental health treatment as directed by USPO.

() Mandatory drug testing shall apply.

() Supervised release is to be administered by the district where the defendant is a legal resident and/or the district where a suitable release plan has been developed.

(X) Financial Disclosure.

(X) The defendant shall cooperate in the collection of DNA as directed by the probation officer.

() Defendant is remanded to custody of USM.

() Defendant to surrender to () designated institution () U.S. Marshal () as notified:

(X) Drug testing suspended.

PSR adopted and filed under seal; Motion for third point for acceptance GRANTED; Motion for downward departure GRANTED; Appeal rights.

Fine: N/A

To be paid: _____

Restitution: Held Open

To be paid: _____

Special Assessment: \$100.00

To be paid: Immediately